



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: **Amro et al.**

Serial No.: **09/383,738**

Filed: **August 26, 1999**

For: **Method and Apparatus for
Maximizing Efficiency of Small
Display in a Data Processing System**

§
§ Group Art Unit: **2676**
§
§ Examiner: **Anthony Blackman**
§
§ Attorney Docket No.: **AT9-99-469**
§

AFFIDAVIT

Assistant Commission of Patents
Washington, DC 20231

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Technology Center 2600

Sir:

I, Krista Douthitt, being of sound mind and legal age, and fully aware of the punishable nature of making untrue statements as Affiant herein, do hereby attest to personal knowledge of the following:

I am employed by the law firm of Carstens, Yee & Cahoon, L.L.P. (the "Firm"), as a Paralegal, in which capacity I personally receive all client related materials for this application requiring further action and docketing on behalf of the Firm and IBM Corporation (the "Client").

On the mailing date of the Office Action in question, December 18, 2001, I was employed full time by the Firm and have no record of receipt of said Office Action. On June 6, 2002, I was contacted by Examiner Anthony Blackman informing me that the application had become abandoned due to failure to respond to the December 18, 2001, Office Action. On October 8, 2002, Duke Yee, attorney for applicant, was contacted by Examiner Anthony Blackman informing Mr.

Yee that a Petition to Withdraw Holding of Abandonment must be filed for the abandonment to be withdrawn. And, on October 21, 2002, Examiner Anthony Blackman sent copies of the Notice of Abandonment, Interview Summaries for the June 6 and October 8 interviews, and the December 18, 2001, Office Action via facsimile.

On November 7, 2002, I performed a search of the file jacket and the docket record, which indicate that the Office Action, the Interview Summaries, and the December 18, 2001, Office Action were not received. I also contacted the Client to inform them of this situation and to ask if they had received a copy of the Office Action instead. They told me that they had not received the Office Action or the Notice of Abandonment.

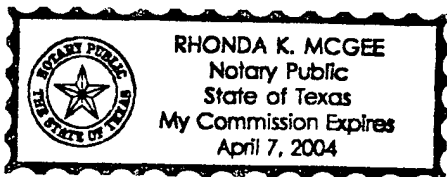
Sworn to and attested as follows at Dallas, Texas on November 7, 2002:

AFFIANT:

Krista Douthitt

Krista Douthitt

Subscribed and sworn to by *Krista Douthitt*, Notary Public in and for the State of
Texas on: *November 7, 2002*



Rhonda K. McGee



Case Tracking System
Case History Report

Date: November 7, 2002

Patent Case

Case Number: AT9-99-469

Status: Pending

Application Serial Number: 09/383,738

Filing Date: 8/26/1999

Attorney Id:

Administrator Id: KDD

Title: **METHOD AND APPARATUS FOR MAXIMIZING EFFICIENCY OF SMALL
DISPLAY IN A DATA PROCESSING SYSTEM**

Item	Due	Completed
Application Filing		8/26/1999
Formal Drawings	10/26/1999	10/7/1999
Filing Postcard	10/26/1999	Received
Information Disclosure Statement	10/26/1999	11/12/1999
Filing Receipt	11/26/1999	9/13/1999
IDS Postcard	1/12/2000	Received

IBM CORPORATION
AT9-99-469

**METHOD AND APPARATUS FOR MAXIMIZING EFFICIENCY
OF SMALL DISPLAY IN A DATA PROCESSING SYSTEM**

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